IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JAMES EDWARD COOMBS,

Plaintiff

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vs. CIVIL NO. 1:CV-04-0708

(Judge Caldwell)

LT. THOMAS RISKUS, (Magistrate Judge Mannion)

SGT. CARL GROVE, C.O. ARDREY, : SUPERINTENDENT JOHN PALAKOVICH

and JEFFREY A. BEARD, Secretary of Corrections,

ry of Corrections, Defendants

## O R D E R

AND NOW, this 19th day of April, 2005, upon consideration of the report (doc. 47) of the magistrate judge, filed March 23, 2005, to which no objections were filed, and upon independent review of the record, it is ordered that:

- 1. The magistrate judge's report is adopted.
- 2. Plaintiff's action is dismissed for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure.
- 3. The Clerk of Court shall close this file.

/s/William W. Caldwell William W. Caldwell United States District Judge